

(ORDER LIST: 534 U.S.)

MONDAY, DECEMBER 3, 2001

**CERTIORARI -- SUMMARY DISPOSITION**

00-1115 UNITED STATES V. LITTLE SIX, INC., ET AL.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Federal Circuit for further consideration in light of *Chickasaw Nation v. United States*, 534 U.S. \_\_\_\_ (2001).

**ORDERS IN PENDING CASES**

00-1543 FESTO CORP. V. SHOKETSU KINZOKU KOGYO CO.

00-6029 RAGSDALE, TRACY V. WOLVERINE WORLD WIDE, INC.

The motions of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument are granted.

00-1853 SWIERKIEWICZ, AKOS V. SOREMA N.A.

The motion of NAACP Legal Defense and Educational Fund, Inc. for leave to file a brief as *amicus curiae* is granted.

00-8452 ATKINS, DARYL R. V. VIRGINIA

The motion of *amici curiae* filers in No. 00-8727, *McCarver v. North Carolina*, to have their *amici curiae* briefs considered in support of petitioner in this case is granted.

01-301 NEWLAND, ANTHONY V. SAFFOLD, TONY EUGENE

The motion for appointment of counsel is granted and it is ordered that Mary Katherine McComb, Esq., of Sacramento, California, is appointed to serve as counsel for the respondent in this case.

01-6577 MURRAY, JOSEPH A. V. RESTOR TELEPHONE PRODUCTS

01-6629 DENNIS, JACOB V. DENNIS, DENISE

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until December 26, 2001, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

#### **CERTIORARI GRANTED**

01-584 ADAMS, WANDA, ET AL. V. FL POWER CORP., ET AL.

The petition for a writ of certiorari is granted.

01-521 REPUBLICAN PARTY OF MN V. KELLY, VERNA, ET AL.

The petition for a writ of certiorari is granted limited to Question 1 presented by the petition.

#### **CERTIORARI DENIED**

00-1497 YONKERS, NY V. UNITED STATES, ET AL.

01-184 BLUE DIAMOND COAL CO. V. BARNHART, COMM'R, SSA

01-190 OGREN, ROBERT B. V. UNITED STATES

01-195 LEAK, VAN QUINTON V. UNITED STATES

01-205 CONSOLIDATED EDISON COMPANY V. UNITED STATES, ET AL.

01-223 CONSUMER FED'N OF AM. vs. FCC, ET AL.

01-358 CONEY ISLAND RESORTS, INC. V. GIULIANI, MAYOR OF NEW YORK  
01-363 BUSCH, RICHARD E. V. COMMODITY FUTURES TRADING  
01-378 RODRIGUEZ, PASCUAL R. vs. IBP, INC.  
01-452 PARADISE VALLEY SCH. DIST. V. JOHNSON, LINDA  
01-491 ARMSTRONG, TINA V. LA QUINTA INNS  
01-532 GARCIA, BENITO A. V. HENRY, WARDEN, ET AL.  
01-534 O'DONNELL, HUGH F., ET AL. V. EIDLEMAN, JOHN, ET AL.  
01-535 CAREMARK RX, INC., ET AL. V. BRANDON, JONES, ET AL.  
01-536 TINKLE, DAVID R. V. OKLAHOMA GAS & ELECTRIC CO.  
01-537 WESTECH LABORATORIES, INC. V. DILLENBERG, JACK, ET AL.  
01-542 GEDDES, LARRY, ET UX. V. MILL CREEK COUNTRY CLUB  
01-546 INT'L BROTHERHOOD, ET AL. V. TAYLOR MILK CO.  
01-550 SUBMERSIBLE SYSTEMS, INC. V. PERFORADORA CENTRAL  
01-552 LEAVITT, DELBERT, ET AL. V. EL PASO, TX  
01-556 DeCARLO, DANIEL S. V. ARCHIE COMIC PUBLICATIONS  
01-557 ERMERT, DONALD S. V. AYERS, WARDEN  
01-559 TIG INS. CO., INC., ET AL. vs. MI DEPT. OF TREASURY, ETC.  
01-560 NY CONVENIENCE STORES V. ROTH, COMM'R, NY TAX DEPT.  
01-561 SPEIGNER, MARVIN K. V. ALEXANDER, WILLIE A., ET AL.  
01-565 AM. MULTI-CINEMA, INC. V. WARRENVILLE, IL  
01-566 BOARD OF ADJUSTMENT vs. B.A.P.S. NORTHEAST, INC.  
01-582 ROEDLER, PATRICK, ET AL. V. DEPT. OF ENERGY, ET AL.  
01-589 CAMPBELL, GORDON M. V. WASHINGTON STATE BAR ASSOC.  
01-613 PROKOP, ROBERT V. DEPT. OF AGRICULTURE, ET AL.  
01-614 CUTLER, DORINA, ET AL. V. ESTATE OF AGOSTINELLI  
01-645 RUOTOLO, MICHAEL V. UNITED STATES  
01-5887 COLEMAN, ALTON V. INDIANA

01-6014 DUNLAP, HORACE L. V. UNITED STATES  
01-6076 SANDOVAL, MARCELO V. UNITED STATES  
01-6112 POLANCO, ALFREDO V. UNITED STATES  
01-6144 SMITH, IRENE A. V. WILSON COUNTY, ET AL.  
01-6150 CHANDLER, JIM E. V. MOORE, SEC., FL DOC  
01-6561 SMITH, CRAIG L. V. DUNCAN, WARDEN, ET AL.  
01-6562 SINGLETON, DAVID V. CAIN, WARDEN, ET AL.  
01-6563 BROWN, DAVID J. V. GIBSON, WARDEN  
01-6568 PIERCE, MICHAEL V. PHILADELPHIA, PA, ET AL.  
01-6570 ESSLINGER, JAMES M. V. ILLINOIS  
01-6571 BROWN, CHARLES A. V. PITCHER, WARDEN  
01-6573 ODRICK, CARLTON V. VARNER, SUPT., DALLAS  
01-6580 RIOS, REYES V. INGLE, WARDEN, ET AL.  
01-6584 JACKSON, WADE P. V. CAIN, WARDEN  
01-6587 BRUNS, CHARLES W. V. JOHNSON, COMM'R, MS DOC  
01-6598 FITZGERALD, DONALD V. SCHRIVER, SUPT., WALLKILL  
01-6599 URIARTE, FRANCISCO U. V. ALAMEIDA, DIR., CA DOC  
01-6600 NATHAN, ERIC L. V. ALAMEIDA, DIR., CA DOC  
01-6601 MOORE, GARRY L. V. MISSISSIPPI  
01-6603 SPEARMAN, MAURICE J. V. BIRKETT, WARDEN  
01-6608 ARMSTRONG, JEFFREY E. V. LOUISIANA  
01-6612 KIMBLE, JOYCE S. V. MONTGOMERY CTY. BD. OF ED.  
01-6616 EVEANS, TAMMY L. V. ILLINOIS  
01-6617 SUMLAR, MICHAEL T. V. FLORIDA  
01-6618 MAYS, BOBBIE V. NEW ENGLAND BAPTIST HOSPITAL  
01-6624 MALONEY, JAMES M. V. UNITED STATES  
01-6630 CHRISTEN, JOHN R. vs. R. J. REYNOLDS TOBACCO CO.

01-6631 FURR, JERRY V. COCKRELL, DIR., TX DCJ  
01-6633 GILCHRIST, JIMMY G. V. ANTHONY, WARDEN, ET AL.  
01-6634 HERRON, WILLIAM L. V. SCHRIRO, DIR., MO DOC  
01-6636 GILBERT, DEMARLO V. WITHROW, WARDEN  
01-6637 HARPER, GUILLERMO T. V. MEDICAL SECTION, TRAVIS CTY.  
01-6638 GUILLORY, TELLY J. V. SMITH, JIMMY B., ET AL.  
01-6639 HARRIS, WILLIE R. V. CLARK, DWAYNE A.  
01-6642 McCOY, JOHN W. V. TEXAS  
01-6643 BAINES, FRANKLIN V. McCULLOUGH, JOHN, ET AL.  
01-6644 HOLMES, KEVIN V. NEVADA  
01-6645 HARRISON, JOHN B. V. MOORE, SEC., FL DOC, ET AL.  
01-6646 FLOYD, DOUGLAS V. LUEBBERS, SUPT., POTOSI  
01-6647 HALE, WILLIAM V. MOORE, SEC., FL DOC  
01-6648 HEIMSTRA, RODNEY E. V. BERGHUIS, WARDEN  
01-6649 GRANT, WALTER V. HOLLINS, SUPT., ONEIDA  
01-6650 FLANAGAN, THEODORE V. COCKRELL, DIR., TX DCJ  
01-6651 FIELD, WILLIAM V. JACKSON, WARDEN  
01-6652 GRIFFIN, VINCENT R. V. COLUMBUS, OH, ET AL.  
01-6653 FUN, ARY V. HENDRICKS, ADM'R, NJ, ET AL.  
01-6657 JOSEPH, LESROY V. HOLIDAY, ROY, ET AL.  
01-6659 CHAPMAN, JERRY V. CAIN, WARDEN  
01-6662 ZENANKO, SCOTT P. V. CRIST, WARDEN  
01-6663 WILLIAMS, BERTRAM V. KYLER, SUPT., HUNTINGDON  
01-6664 WILLIAMS, WOODROW W. V. COCKRELL, DIR., TX DCJ  
01-6665 TRAN, TUAN V. V. GILLIS, SUPT., COAL TOWNSHIP  
01-6672 ASCOT, NORMAN V. CALIFORNIA  
01-6673 EURY, MUHAMMAD A. S. vs. EDWARDS, ET AL.

01-6676 PARKER, TYRONE G. V. KEMNA, SUPT., CROSSROADS  
01-6678 CHIU, YEN M. V. AYERS, WARDEN  
01-6680 DAY, DONALD R. V. SEABOLD, WARDEN  
01-6683 BRANT, CARL E. V. SWIFT-ECKRICH, INC.  
01-6684 BURRISS, RICHARD R. V. SMALL, WARDEN  
01-6691 TAYLOR, ROBERT G. V. HOWARDS, JAMES, ET AL.  
01-6697 DAVIS, RUSSELL V. VARNER, SUPT., DALLAS  
01-6747 KAPLAN, SEELEY V. BARNHART, COMM'R, SSA  
01-6905 MASON, ARTHUR V. UNITED STATES  
01-6936 CASTANEDA-ULLOA, LORENZO L. V. UNITED STATES  
01-6957 MARTINEZ-RODRIGUEZ, JOSE L. V. UNITED STATES  
01-6959 CARRASCO, MICHAEL V. UNITED STATES  
01-6960 CALDWELL, DARRELL B. V. UNITED STATES  
01-6965 WALWYN, LEROY V. UNITED STATES  
01-6972 RODRIGUEZ-MARTINEZ, GIOVANNI V. UNITED STATES  
01-6973 McLAUGHLIN, ANTONIO V. UNITED STATES  
01-6993 CLAYTON, GEORGE V. UNITED STATES  
01-7000 EVANS, KENNETH V. UNITED STATES  
01-7004 LAWRACY, ROBERT A. V. UNITED STATES  
01-7005 WILLIAMS, JERRY A. V. UNITED STATES  
01-7006 TROTTER, WENDALL V. UNITED STATES  
01-7012 CASTELLANOS, DIEGO V. UNITED STATES  
01-7013 BAE, SOO YOUNG V. UNITED STATES  
01-7020 STEFFEN, WARREN K. V. UNITED STATES  
01-7021 RIVERA-ALONZO, RALPH V. UNITED STATES  
01-7022 LUNA, RONALD V. UNITED STATES  
01-7024 JUSTICE, GREGORY F. V. UNITED STATES

The petitions for writs of certiorari are denied.

01-352 ARSBERRY, KATIE, ET AL. V. ILLINOIS, ET AL.

The petition for a writ of certiorari is denied.

Justice O'Connor took no part in the consideration or decision of this petition.

01-6554 HIGGASON, JAMES H. V. LEMMON, BRUCE

01-6682 THOMAS, ALBERT V. LINAHAN, WARDEN, ET AL.

The motions of petitioners for leave to proceed *in forma pauperis* are denied, and the petitions for writs of certiorari are dismissed. See Rule 39.8.

#### **COMMON LAW CERTIORARI DENIED**

01-6690 IN RE VERNON YOUNG

The motion of petitioner for leave to proceed in forma pauperis is denied, and the petition for a common law writ of certiorari is dismissed. See Rule 39.8.

#### **HABEAS CORPUS DENIED**

01-7026 IN RE JUAN CERVANTES

The petition for a writ of habeas corpus is denied.

#### **MANDAMUS DENIED**

01-6635 IN RE BOOKER T. HILLERY

The petition for a writ of mandamus is denied.

**REHEARINGS DENIED**

00-1742 ABDUR'RAHMAN, ABU-ALI V. BELL, WARDEN  
01-31 HOLBROOK, DIANE L. V. NATIONWIDE MUTUAL INSURANCE  
01-5036 KING, PATSY V. WASHINGTON HILTON AND TOWERS

The petitions for rehearing are denied.

**RECESS ORDER**

The Court will take a recess from Monday,  
December 10, 2001, until Monday, January 7, 2002.